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4 **UNITED STATES DISTRICT COURT**  
5 **DISTRICT OF NEVADA**  
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7 TONY RAY AMATI,

8 Petitioner,

9 vs.

10 JACKIE CRAWFORD, et al.,

11 Respondents.  
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Case No. 3:04-CV-00138-PMP-(VPC)

**ORDER**

13 The Court denied the Amended Petition for Writ of Habeas Corpus. Order (#83). Petitioner  
14 has submitted a Notice of Appeal (#86), and the Court has granted him leave to proceed in forma  
15 pauperis on appeal (#90).

16 To appeal the denial of a petition for a writ of habeas corpus, Petitioner must obtain a  
17 certificate of appealability, after making a “substantial showing of the denial of a constitutional  
18 right.” 28 U.S.C. §2253(c).

19 Where a district court has rejected the constitutional claims on the  
20 merits, the showing required to satisfy §2253(c) is straightforward:  
21 The petitioner must demonstrate that reasonable jurists would find the  
district court’s assessment of the constitutional claims debatable or  
wrong.

22 Slack v. McDaniel, 529 U.S. 473, 484 (2000); see also James v. Giles, 221 F.3d 1074, 1077-79 (9th  
23 Cir. 2000). Petitioner has made no such showing.

24 **IT IS THEREFORE ORDERED** that a Certificate of Appealability is **DENIED**.

25 DATED: March 25, 2008.

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28 PHILIP M. PRO  
United States District Judge